

REMARKS

These amendments have been made in response to a non-final Office Action dated June 18, 2007. In that Office Action, Examiner Reilly rejected the pending claims under 35 USC 103(a) and obviousness-type "Double Patenting" grounds.

In this amendment, no claim amendments add any new matter to the application as filed. With respect to all amendments and cancelled claims, Applicants have not dedicated or abandoned any unclaimed subject matter. Moreover, Applicants have not acquiesced to any characterizations of the invention, nor any rejections or objections of the claims, made by the Examiner.

In addition, the Examiner is encouraged to review the art made of record, any Office Action, and any Notice of Allowance in the following related patents and applications:

U.S. Patent No. 6,343,314
U.S. Patent No. 6,237,025
U.S. Patent No. 6,212,547
U.S. Patent No. 5,978,835
U.S. Patent No. 5,915,091
U.S. Patent No. 5,896,500
U.S. Patent No. 5,884,039
U.S. Patent No. 5,867,654
U.S. Patent No. 5,854,893
U.S. Patent No. 5,802,294
U.S. Patent No. 5,758,079
U.S. Patent No. 5,689,641
U.S. Patent No. 5,617,539
Application No. 11/737,723
Application No. 11/669,003
Application No. 11/668,625
Application No. 11/625,330
Application No. 11/624,860
Application No. 11/623,630
Application No. 11/623,387
Application No. 11/623,177
Application No. 11/622,583
Application No. 11/622,627
Application No. 11/265,394

Application No. 11/265,059
Application No. 11/265,256
Application No. 11/264,936
Application No. 11/264,926
Application No. 10/722,051

Applicants assume that due to the ease of review on PAIR by the Examiner, Applicants need not submit copies of the individual Office Actions and/or Notices of Allowance.

Applicants assume that the Examiner is aware that prosecution is ongoing in many of these cases, and that the Examiner will continue to evaluate these cases as needed.

Further, Applicants disagree with all of Examiner's rejections as stated in the Office Action.

Nonetheless, in this amendment independent Claims 51, 67, 82 and 98 are each currently amended such that the entire body of issued independent claim 22 of U.S. Patent No. 5,758,079 is incorporated into the amended independent claims.

Specifically, issued claim 22 of U.S. Patent 5,758,079 reads:

22. A method for conducting a teleconference among a plurality of participants, comprising the steps of:
- (a) detecting an incoming teleconference call, from at least one calling participant, at the workstation of a first participant during an active teleconference with a second participant;
 - (b) notifying the first participant of the identity of each of the calling participants ; and
 - (c) providing the first participant with the option of accepting the incoming teleconference call.

Similar language is also found in Claim 1 of the '079 patent. This amendment was expressly approved by the USPTO. Specifically, Examiner Dinh stated his reasons for allowance of this patent that:

“the prior art of record does not teach or suggest the claimed feature of notifying a receiving participant, during a first active call, of a new incoming conference call and identifying each participant in the new incoming conference call.”

(See the reasons for allowance on p. 2 of the Notice of Allowance included herein as Appendix A)

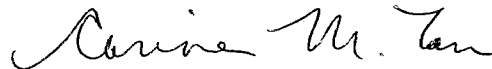
The Examiner's attention is drawn to the fact that, in making these amendments certain changes to the copied issued claims' language had to be made to conform to the language of the claims on file.

Further, Examiner's provisional rejections under the judicially created doctrine of obviousness-type double patenting are now moot in view of the amendments to these claims and the amendments made to claims in the applications used to support the double patenting rejection. Thus, Applicants respectfully submit that all the Examiner's rejections including provisional rejections under the judicially created doctrine of obviousness-type double patenting have been overcome.

In view of the above amendments and remarks, Applicants respectfully request that the Examiner reconsider this application with a view towards allowance. The Examiner is invited to call the undersigned attorney at (650) 843-7559, if a telephone call could help resolve any remaining items.

Respectfully submitted,

Date: December 18, 2007



45,769

Carina M. Tan

(Reg. No.)

MORGAN, LEWIS & BOCKIUS LLP

2 Palo Alto Square

3000 El Camino Real, Suite 700

Palo Alto, CA 94306

(650) 843-4000

APPENDIX A



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office

Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

SERIAL NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO.
08/660,805	06/07/96	LUDWIG	L VCOR-001/100

LM21/0219

COOLEY GODWARD CASTRO
HUDDLESON & TATUM
FIVE PALO ALTO SQUARE
3000 EL CAMINO REAL
PALO ALTO CA 94306

EXAMINER

DINH, D

ART UNIT PAPER NUMBER

2756

02/19/98

DATE MAILED:

NOTICE OF ALLOWABILITY

PART I

1. ☒ This communication is responsive to 10-30-97
2. ☒ All the claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice Of Allowance And Issue Fee Due or other appropriate communication will be sent in due course.
3. ☒ The allowed claims are 2-33
4. ☒ The drawings filed on 12-27-97 are acceptable.
5. ☐ Acknowledgment is made of the claim for priority under 35 U.S.C. 119. The certified copy has ☐ been received. ☐ not been received. ☐ been filed in parent application Serial No. _____
6. ☒ Note the attached Examiner's Amendment.
7. ☐ Note the attached Examiner Interview Summary Record, PTOL-413.
8. ☒ Note the attached Examiner's Statement of Reasons for Allowance.
9. ☐ Note the attached NOTICE OF REFERENCES CITED, PTO-892.
10. ☐ Note the attached INFORMATION DISCLOSURE CITATION, PTO-1449.

PART II

A SHORTENED STATUTORY PERIOD FOR RESPONSE to comply with the requirements noted below is set to EXPIRE THREE MONTHS FROM THE "DATE MAILED" indicated on this form. Failure to timely comply will result in the ABANDONMENT of this application. Extensions of time may be obtained under the provisions of 37 CFR 1.136(a).

1. ☐ Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL APPLICATION, PTO-152, which discloses that the oath or declaration is deficient. A SUBSTITUTE OATH OR DECLARATION IS REQUIRED.
2. ☐ APPLICANT MUST MAKE THE DRAWING CHANGES INDICATED BELOW IN THE MANNER SET FORTH ON THE REVERSE SIDE OF THIS PAPER.
 - a. ☐ Drawing informalities are indicated on the NOTICE RE PATENT DRAWINGS, PTO-948, attached hereto or to Paper No. _____. CORRECTION IS REQUIRED.
 - b. ☐ The proposed drawing correction filed on _____ has been approved by the examiner. CORRECTION IS REQUIRED.
 - c. ☐ Approved drawing corrections are described by the examiner in the attached EXAMINER'S AMENDMENT. CORRECTION IS REQUIRED.
 - d. ☐ Formal drawings are now REQUIRED.

Any response to this letter should include in the upper right hand corner, the following information from the NOTICE OF ALLOWANCE AND ISSUE FEE DUE: ISSUE BATCH NUMBER, DATE OF THE NOTICE OF ALLOWANCE, AND SERIAL NUMBER.

Attachments:

- ☒ Examiner's Amendment
- ☒ Examiner Interview Summary Record, PTOL-413
- ☒ Reasons for Allowance
- ☐ Notice of References Cited, PTO-892
- ☐ Information Disclosure Citation, PTO-1449

- ☐ Notice of Informal Application, PTO-152
- ☐ Notice re Patent Drawings, PTO-948
- ☐ Listing of Bonded Draftsmen
- ☐ Other

Serial Number: 08/660,805
Art Unit: 2756

#13
with
2/18/98
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Part III DETAILED ACTION

An Examiner's Amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 C.F.R. § 1.312. To ensure consideration of such an amendment, it **MUST** be submitted no later than the payment of the Issue Fee.

Pursuant to MPEP 606.01, the title has been changed to read:

--CALL CONTROL IN VIDEO CONFERENCING ALLOWING ACCEPTANCE AND IDENTIFICATION OF PARTICIPANTS IN A NEW INCOMING CALL DURING AN ACTIVE TELECONFERENCE--.

The following is an examiner's statement of reasons for allowance:

Claims 2-38 are allowable over the prior art of record because the prior art of record does not teach not suggest the claimed feature of notifying a receiving participant, during a first active conference call, of a new incoming conference call and identifying each participants in the new incoming conference call.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Serial Number: 08/660,805
Art Unit: 2756

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Any inquiry concerning this communication or earlier communications from the examiner should be directed to Dung Dinh whose telephone number is (703) 305-9655. The examiner can normally be reached on Monday-Thursday from 7:00 AM - 4:30 PM. The examiner can also be reached on alternate Friday.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Frank Asta can be reached at (703) 305-3817.

Any inquiry of a general nature or relating to the status of this application should be directed to the Group receptionist whose telephone number is (703) 305-9600.


Any response to this action should be mailed to:
Commissioner of Patents and Trademarks
Washington, DC 20231

or faxed to:

(703) 308-9051, (for formal communications intended for entry)

(703) 308-5359 (for informal or draft communications, please label "PROPOSED" or "DRAFT")

Hand-delivered responses should be brought to Crystal Park II, 2121 Crystal Drive, Arlington. VA., Sixth Floor (Receptionist).


Dung Dinh
Patent Examiner
February 13, 1998